



**ROME DIVISION  
CIVIL MINUTE SHEET**

☒ IN OPEN COURT    ☐ IN CHAMBERS

DATE: 08/25/04    TIME: 3.0 HRS.

**HONORABLE HAROLD L. MURPHY**

**SAMUEL M. JOHNSTON  
COURTROOM DEPUTY**

**DENNIS J. REIDY  
COURT REPORTER**

**IN RE: TRI-STATE  
CREMATORY LITIGATION**

**ROBERT SMALLEY  
KATHERINE BARNETT  
ROBERT DARROCH  
ELIZABETH ALEXANDER**

**V.**

**CASE NO. 4:02-CV-41-HLM  
MDL: 1467**

**FRANK JENKINS  
J.J. WALKER  
STEWART JAMES**

CAUSE CAME ON FOR ☐ JURY    ☐ NON-JURY TRIAL ON THE MERITS. Came the parties in person and/or as shown above.

PLAINTIFF(S)    ☐ REQUEST OT CHARGE    ☐ VOIR DIRE    ☐ TRIAL MEMO/BRIEF    ☐ STATEMENT OF CONTENTIONS

DEFENDANT(S) ☐ REQUEST OT CHARGE    ☐ VOIR DIRE    ☐ TRIAL MEMO/BRIEF    ☐ STATEMENT OF CONTENTIONS

PLAINTIFF(S)    ☐ PROPOSED FINDINGS OF FACT AND CONCLUSION OF LAW

DEFENDANT(S) ☐ PROPOSED FINDINGS OF FACT AND CONCLUSION OF LAW

☐ Whereupon the Court ordered that a jury be impaneled to try said issues, and after the Court had qualified the jurors for cause, and after counsel had exercised all peremptory challenges, the jurors selected to try said issues and were

sworn, to wit:

1. LILLIE WYLENE COTTON	5. JENNIFER MCGILL	9.
2. KEVIN L. SMITH	6. JAMES PATRICK STEELE	10.
3. RONALD CARL PPHILLIPS	7. TIMOTHY A. TRAMMELL	11.
4. MARK EDWARD ROSIEK	8. TAMMY EARLYNE TAYLOR	12

☐ THE RULE OF SEQUESTRATION ☐ WAS ☐ WAS NOT INVOKED

**HEARING/PRE-TRIAL/ EVIDENCE:**

- IN CHAMBERS:: PARTIES DISCUSS THE TRIAL SCHEDULE FOR TODAY; CT. ADVISED IT WILL RECESS EARLY - MID AFTERNOON.
- JURY TRIAL BEGINS - PRELIMINARY INSTRUCTIONS BY THE CT. TO THE JURY;
- OPENING STATEMENTS; PLF. CASE: CHARLES P. BREWER, SWORN; PLF. EX. 252A - 252E, 108, 95, 42, 43, 225, ADMITTED; CT RECESSED FOR THE DAY.

**VERDICT:**

**JUDGEMENT:**

**COURT ADJOURNED AT: 1:24 P.M. UNTIL 8/26/04 @ 9:30 a. m.**

- ☐ UNTIL FURTHER ORDER
- ☐ JURORS EXCUSED UNTIL THE ABOVE TIME UNDER THE USUAL CAUTION OF THE COURT.
- ☐ JURORS EXCUSED FOR THE TERM.
- ☐ JURORS EXCUSED AND DIRECTED TO RETURN TO THE JURY ASSEMBLY ROOM

**EXHIBITS RETURNED TO COUNSEL FOR**

- ☐ PLAINTIFF
- ☐ DEFENDANT
- ☐ COURT REPORTER
- ☐ RETAINED BY THE COURT